

### **REMARKS**

The Applicants have now had an opportunity to carefully consider the comments set forth in the Office Action mailed September 20, 2006. The allowance of claims 11-17 and 21 and the recognition of allowable subject matter in claims 2, 19 and 20 are noted with appreciation. Nevertheless, all of the rejections are respectfully traversed. Amendment, reexamination and reconsideration of the application are respectfully requested.

### **The Office Action**

In the Office Action mailed September 20, 2006:

**claims 11-17 and 21** were allowed;

**claims 2, 19 and 20** were found to be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims;

**claims 1, 4, 9, 10 and 18** were rejected under 35 U.S.C. 103(a) as being unpatentable over what the Office Action characterizes as Applicants' admitted prior art (hereinafter AAPA) in view of U.S. Patent No. 6,453,162 to Gentry ("Gentry");

**claims 3, 5 and 7** were rejected under 35 U.S.C. 103(a) as being unpatentable over AAPA and Gentry in view of U.S. Patent Application Publication No. 2003/0013434 by Rosenberg;

**claim 6** was rejected under 35 U.S.C. 103(a) as being unpatentable over AAPA, Gentry, Rosenberg and U.S. Patent No. 6,212,408 to Son ("Son"); and

**claim 8** was rejected under 35 U.S.C. 103(a) as being unpatentable over Gentry in view of U.S. Patent Application Publication No. 2001/0180648 by Hymel ("Hymel").

### **The Claims are not Obvious**

**Claims 1, 4, 9, 10 and 18** were rejected under 35 U.S.C. 103(a) as being unpatentable over what the Office Action characterizes as Applicants' admitted prior art (hereinafter AAPA) in view of Gentry.

However, it is respectfully submitted that there is no motivation in the art, other than that which might be gleaned from the present application, to combine subject matter from Gentry with subject matter from the present application.

The motivation suggested by the Office Action, "to provision a wireless component without time-consuming interaction with an employee of the service provider, allows the service provider to generate a user friendly interface to inform

subscribers of services and their cost, and reduces service provider labor cost associated with provisioning a wireless component” is an alleged feature of the system of Gentry alone (see column 2, lines 35-41). Accordingly, according to Gentry, there is no need to include subject matter from the present application with subject matter of Gentry in order achieve that goal.

For at least the foregoing reasons, the Office has not met its burden of presenting a *prima facie* case of obviousness, and **claims 1, 4, 9, 10 and 18** are not anticipated and are not obvious in light of what the Office characterizes as Applicants’ admitted prior art and Gentry.

In any event, in order to permit the subject matter that has been allowed and found to be allowable to issue as a patent, and in the interest of compact prosecution, **claim 1** has been canceled. **Claim 2** has been placed in independent form including all of the subject matter of the base claim and any intervening claims. **Claim 2** was found to include allowable subject matter. **Claims 4, 9 and 10** have been amended to depend from allowable **claim 2**. **Claim 18** has been canceled.

For at least the foregoing reasons, **claims 2, 4, 9 and 10** are not anticipated and are not obvious in light of AAPA and Gentry.

**Claims 3, 5 and 7** were rejected under 35 U.S.C. 103(a) as being unpatentable over three references including the Applicants’ own application, Gentry and Rosenberg.

However, even if there were motivation to combine subject matter from Gentry and Rosenberg with subject matter of Applicants’ own application, other than that which could be gleaned from the present application (which is disputed), **claims 3, 5 and 7** have been amended to depend from allowable **claim 2**, which has been placed in independent form.

For at least the foregoing reasons, **claims 3, 5 and 7** are not anticipated and are not obvious in light of AAPA, Gentry and Rosenberg.

**Claim 6** was rejected under 35 U.S.C. 103(a) as being unpatentable over AAPA, Gentry and Rosenberg in view of Son.

However, even if there were motivation in the art, other than that which could be gleaned from the present application, to combine Gentry, Rosenberg and Son with subject matter from the Applicants’ application (which is disputed), **claim 6** has been amended to depend from allowable **claim 2**.

For at least the foregoing reasons, **claim 6** is not anticipated and is not obvious in light of AAPA, Gentry, Rosenberg and Son.

**Claim 8** was rejected under 35 U.S.C. 103(a) as being unpatentable over Gentry in view of Hymel (and apparently AAPA).

However, even if there were motivation in the art, other than that which could be gleaned from the present application, to combine Gentry and Hymel (and that which the Office characterizes as Applicants' admitted prior art) (which is disputed), **claim 8** has been amended to depend from allowable **claim 2**.

For at least the foregoing reasons, **claim 8** is not anticipated and is not obvious in light of AAPA, Gentry and Hymel.

#### **The Claims which were Objected to**

**Claims 2, 19 and 20** were objected to for depending from rejected claims. However, **claims 2, 19 and 20** have been placed in independent form including all of the subject matter of their respective base claims and any intervening claims. Accordingly, **claims 2, 19 and 20** are allowable.

#### **Telephone Interview**

In the interests of advancing this application to issue the Applicant(s) respectfully request that the Examiner telephone the undersigned to discuss the foregoing or any suggestions that the Examiner may have to place the case in condition for allowance.

### **CONCLUSION**

**Claims 2-17 and 19-21** remain in the application. **Claims 1 and 18** have been canceled. **Claims 2-10 and 19-20** have been amended. For at least the foregoing reasons, the application is in condition for allowance. Accordingly, an early indication thereof is respectfully requested.

Respectfully submitted,

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October 25, 2006

Date



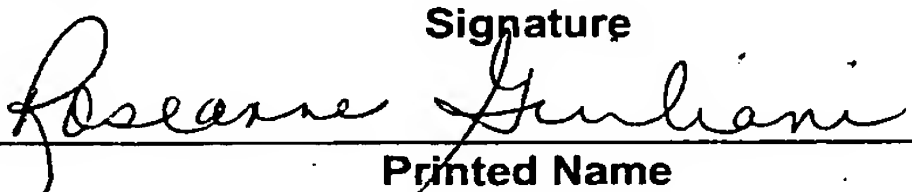
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